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DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)

Declaration
Submitted
With Initial
Filing

OR

Declaration
Submitted after Initial
Filing (surcharge
(37 CFR 1.16 (e))
required)

Attorney Docket Number

BYD-US2003-008

First Named Inventor

WANG, CHUANFU

COMPLETE IF KNOWN

Application Number

Filing Date

04/14/2004

Art Unit

Examiner Name

I hereby declare that:

Each inventor's residence, mailing address, and citizenship are as stated below next to their name.

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

COMPOUNDS OF LITHIUM NICKEL COBALT METAL OXIDE AND THE METHODS OF
THEIR FABRICATION

(Title of the Invention)

the specification of which



is attached hereto

OR



was filed on (MM/DD/YYYY)

as United States Application Number or PCT International

Application Number

and was amended on (MM/DD/YYYY)

(if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				Yes	No
03140216.X	CHINA	08/15/2003	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
03114242.7	CHINA	04/14/2003	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
02151991.9	CHINA	11/19/2002	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
03140196.1	CHINA	08/15/2003	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>



Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

[Page 1 of 2]

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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DECLARATION – Supplemental Priority Data Sheet

Foreign applications:

[illegible]

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DECLARATION — Utility or Design Patent Application

Direct all correspondence to: <input checked="" type="checkbox"/> Customer Number: 33139 OR <input type="checkbox"/> Correspondence address below			
Name			
Address			
City		State	ZIP
Country	Telephone	Fax	
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.			
NAME OF SOLE OR FIRST INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) Chuanfu		Family Name or Surname Wang	
Inventor's Signature		Date 04/14/2004	
Residence: City Longgang, Shenzhen	State Guangdong	Country P.R.China	Citizenship China
Mailing Address Dormitory mail-stop, BYD Company limited, Yan An road, Kuichong			
City Longgang, Shenzhen	State Guangdong	ZIP 518119	Country P.R.China
NAME OF SECOND INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) Zhanfeng		Family Name or Surname Jiang	
Inventor's Signature		Date 04/14/2004	
Residence: City Longgang, Shenzhen	State Guangdong	Country P.R.China	Citizenship China
Mailing Address Dormitory mail-stop, BYD Company limited, Yan An road, Kuichong			
City Longgang, Shenzhen	State Guangdong	ZIP 518119	Country P.R.China
<input type="checkbox"/> Additional inventors or a legal representative are being named on the _____ supplemental sheet(s) PTO/SB/02A or 02LR attached hereto.			

DECLARATION**ADDITIONAL INVENTOR(S)**
Supplemental Sheet

Page _____ of _____

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Huikuan		Liu	
Inventor's Signature		Date 04/14/2004	
Residence: City	State	Country	Citizenship
Longgang, Shenzhen	Guangdong	P.R.China	China
Mailing Address			
Dormitory mail-stop, BYD Company limited, Yan An road, Kuichong			
Mailing Address			
Same			
City	State	Zip	Country
Longgang, Shenzhen	Guangdong	518119	P.R.China
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Junqing		Dong	
Inventor's Signature		Date 04/14/2004	
Residence: City	State	Country	Citizenship
Longgang, Shenzhen	Guangdong	P.R.China	China
Mailing Address			
Dormitory mail-stop, BYD Company limited, Yan An road, Kuichong			
Mailing Address			
Same			
City	State	Zip	Country
Longgang, Shenzhen	Guangdong	518119	P.R.China
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Inventor's Signature		Date	
Residence: City	State	Country	Citizenship
Mailing Address			
Mailing Address			
City	State	Zip	Country

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